



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: 37872-0004

Applicant(s): Tomihisa NAITO Confirmation No. 3566
Appl. No.: 09/879,034 Examiner: C. Kim
Filing Date: June 13, 2001 Group Art Unit: 3752
Title: ATOMIZING APPARATUS AND METHOD

**AMENDMENT AND REPLY TO NON-FINAL OFFICE ACTION
UNDER 37 CFR § 1.111**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant herein responds to the Non-Final Office Action mailed July 12, 2004 for the above-captioned patent application. A response was due October 12, 2004. Applicant submits herewith a Petition for Extension of Time of three months along with the requisite fee under 35 U.S.C. § 1.17(a)(3) to extend the due date to January 12, 2004. Accordingly, entry of the amendment and consideration of the remarks that follow are requested. While Applicant believes that the correct payment for the extension of time fee is attached, the Commissioner is hereby authorized to credit any overpayment or to charge any deficiency to Deposit Account 08-1641.

Please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.